

(PCT Article 36 and Rule 70)

Date of submission of the demand	Date of completion of this report
Name and mailing address of the IPEA/EP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/EP2004/010837

Box No. I Basis of the report

1. With regard to the language, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ This report is based on translations from the original language into the following language _____, which is the language of a translation furnished for the purposes of:
- ☐ international search (Rule 12.3 and 23.1(b))
- ☐ publication of the international application (Rule 12.4)
- ☐ international preliminary examination (Rule 55.2 and/or 55.3)
2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:
- ☐ the international application as originally filed/furnished
- ☒ the description:
- pages 1, 3-7 as originally filed/furnished
- pages* 2, 2a received by this Authority on Article 19 / as amended under
- pages* _____ received by this Authority on _____
- ☒ the claims:
- nos. 1-10 as originally filed/furnished
- nos.* _____ as amended (together with any statement) under Article 19
- nos.* _____ received by this Authority on _____
- nos.* _____ received by this Authority on _____
- ☒ the drawings:
- sheets 1/2, 2/2 as originally filed/furnished
- sheets* _____ received by this Authority on _____
- sheets* _____ received by this Authority on _____
- ☐ a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages _____
- ☐ the claims, nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to sequence listing (*specify*): _____
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages _____
- ☐ the claims, nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to sequence listing (*specify*): _____

* If item 4 applies, some or all of those sheets may be marked "superseded."

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Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement		
1. Statement			
Novelty (N)	Claims	5, 6, 9, 10	YES
	Claims	1-4, 7, 8	NO
Inventive step (IS)	Claims	5, 6	YES
	Claims	1-4, 7-10	NO
Industrial applicability (IA)	Claims	1-10	YES
	Claims		NO
2. Citations and explanations (Rule 70.7)			
1	The present report refers to the following document:		
	D1: GB 661 479 A (GEN MOTORS CORP) 21 November 1951 (1951-11-21).		
2.	INDEPENDENT CLAIM 1		
2.1	The present application does not meet the requirements of PCT Article 33(1) because the subject matter of claim 1 is not novel within the meaning of PCT Article 33(2). Document D1 discloses (the references between parentheses relate to D1):		
2.2	A non-return valve which in the interior (22) of its cage (20) has a valve body (30) which when the valve is in a closed position tightly contacts a valve seat (23) and which can be moved from a closed position into an open position against a restoring force, wherein the housing interior (22) in the movement range of the valve body (30) has an interior section whose inside diameter is		

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	<p>greater than the outside diameter of the valve body, and wherein to ensure a snug fit of the valve body (30) a spring-elastic valve-body guide (35, 37) is provided between the valve body (30) and the interior wall of the housing delimiting the interior section.</p> <p>3. DEPENDENT CLAIMS 2-4 AND 7-10</p> <p>Claims 2-4 and 7-10 contain no features which, combined with the features of any claim to which they refer, meet the PCT requirements for novelty and inventive step. The additional features of claims 2-4, 7 and 8 are known from document D1. The additional features of claims 9 and 10 relate to a simple design measure. To a person skilled in the art it would be straightforward to use these features to corresponding effect and in this way to arrive at a non-return valve according to one of claims 9-10, without thereby being inventive.</p> <p>4. DEPENDENT CLAIMS 5 AND 6</p> <p>The combination of features contained in dependent claims 5 and 6 is not known from or suggested by the available prior art.</p> <p>5. The subject matter of claims 1-10 can be made and used within the meaning of PCT Article 33(4).</p>